



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No. 26.2.C99/USA

In re Application of: )  
Benjamin A. Street et al. )  
Serial No. 10/765,714 )  
Filed 01/27/2004 ) Group Art Unit 3671  
For POWERED ZRT SAND ) Examiner  
GROOMING VEHICLE AND )  
GROOMING BRUSH RAKE )

TRANSMITTAL LETTER

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

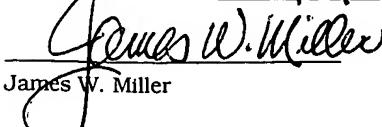
In response to the NOTICE TO FILE MISSING PARTS OF APPLICATION-FILING DATE GRANTED form, dated June 14, 2004, I am transmitting herewith an attached DECLARATION FOR UTILITY PATENT APPLICATION, which has now been signed by all of the inventors of the above-identified Patent Application, and an attached ESTABLISHMENT OF ASSIGNEE'S RIGHTS UNDER 37 C.F.R. §3.73 AND POWER OF ATTORNEY FROM ASSIGNEE, which has been signed by the assignee.

In addition, I am also transmitting herewith a Preliminary Amendment and an Information Disclosure Statement for this application.

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Certificate under 37 C.F.R. 1.8. I hereby certify that this correspondence is being deposited with sufficient postage with the U.S. Postal Service, as First Class Mail, in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 8/16/04.

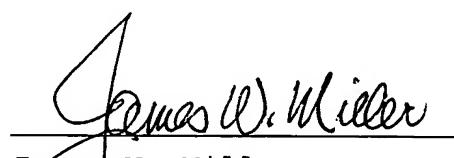
James W. Miller



Under 37 CFR 1.48(f)(1), filing an oath or declaration with inventorship different from that specified when an incomplete application was filed will act to automatically correct the earlier identification of inventorship. That is the situation here. The DECLARATION FOR UTILITY PATENT APPLICATION being filed herewith names inventors different than that named when the incomplete application was filed. Accordingly, the inventorship set forth in the DECLARATION FOR UTILITY PATENT APPLICATION being filed herewith controls and automatically corrects the earlier identification of inventorship without the need for a petition or petition fee.

Please charge the filing fees and required surcharge, or any deficiency in fees, or any other fees of any type that may be required, to Deposit Account No. 20-1315 of The Toro Company. This authorization to charge fees for the above-identified application to Deposit Account No. 20-1315 of The Toro Company is a blanket authorization for all fees that may be due during the prosecution of this application. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

  
\_\_\_\_\_  
James W. Miller  
Registration No. 27,661  
Suite 1005  
Foshay Tower  
821 Marquette Avenue  
Minneapolis, MN 55402

Telephone (612) 338-5915

August 16, 2004



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/765,714	01/27/2004	Benjamin A. Street	26.2.C99/USA

James W. Miller  
 Suite 1005 Foshay Tower  
 821 Marquette Avenue  
 Minneapolis, MN 55402

CONFIRMATION NO. 2571

FORMALITIES LETTER



\*OC000000012932020\*

Date Mailed: 06/14/2004

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

08/23/2004 SZEWDIE1 00000001 201315 10765714 **FILED UNDER 37 CFR 1.53(b)**

01 FC:1001 770.00 DA  
 02 FC:1051 130.00 DA  
 03 FC:1202 72.00 DA

*Filing Date Granted*

**Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$72 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$972** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

- Total additional claim fee(s) for this application is \$72
  - \$72 for 4 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts  
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P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

*To do*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 2 - COPY TO BE RETURNED WITH RESPONSE